

**RHODE ISLAND DEPARTMENT OF LABOR & TRAINING  
DIVISION OF PROFESSIONAL REGULATION  
BOARD OF EXAMINERS OF PLUMBERS**

**Tuesday, August 16, 2011**

**In attendance: Lionel Bernadino**

**Anthony Cardarelli**

**Larry Giorgi**

**Richard Mandarini**

**Michael St. Martin, Chair**

**Michael Newman**

**Michael Raposa**

**William J. Riley**

**E. Patrick Luther, Chief Investigator**

**Mary Ellen McQueeney Lally, Legal Counsel**

**The meeting was called to order at 9:07 am by Michael St. Martin.**

**A motion to accept the minutes of the June 21, 2011 meeting was made by Michael Newman; seconded by William Riley and passed unanimously by the Board.**

**Hearings:**

**1.) Complete Irrigation/Stanley Glick (Viol #4091): Michael DiPaola,**

**Stanley Glick and E. Patrick Luther are sworn in for testimony. Mark Charleson, Esq. represents Stanley Glick. Pat Luther read the violation:**

**Date of the violation was 6/21/11; Violation # 4091.**

**Name of the violator: Complete Irrigation Service, Stanley Glick MI 0000166, 29 Brookview Dr, Cranston, RI 02921.**

**Location of Violation: Mike DiPaola residence, 55 Copper Beach Dr., Portsmouth RI.**

**Violation: RIGL 5-20-26 Municipal inspectors and installation permits.**

**On September 10, 2010, Stanley Glick, of Complete Irrigation Services Inc., did receive payment for work performing installation of the irrigation at the above address. At that time no permit was taken in the Town of Portsmouth and to this date no permit has been taken for work done at the above location. This is a violation of the above referenced Rhode Island General Laws. Per RIGL 5-20-33 \$950.00 fine was assessed to Mr. Glick. Pat Luther addressed the Board. A letter from the Town of Portsmouth Building Official, George Medeiros, dated July 13, 2011 addressed to Laura C. DiPaola is entered as Exhibit A. Mr. Luther reads the letter. Mark Charleson, Esq. questions Mr. Luther. Attorney Charleson asks that the letter be stricken from the record as it is not applicable and Mr. Medeiros is not present for explanation. The request was denied. Attorney Charleson continues questioning Mr. Luther. Michael DiPaola gives testimony. Attorney Charleson objects to Mr. DiPaola's testimony. Objection is noted. Mr. DiPaola continues testimony. The Board questions Mr. DiPaola. Pat Luther addressed the board. Attorney**

Charleson questions Mr. DiPaola. Attorney Charleson addressed the Board. Discussion ensued. The Board questions Mr. DiPaola and Mr. Glick. Attorney Charleson questions Mr. DiPaola. Attorney Charleson addressed the Board. There is a discussion. Leo Bernardino made a motion to continue the hearing and bring in the building official. There is a discussion. Michael Raposa seconds the motion and it is passed unanimously by the Board. Attorney Charleson addressed the Board. The hearing will be continued.

2.) Complete Irrigation/Stanley Glick (Viol #4092): Pat Luther addressed the Board stating the Building Official of North Kingstown was present but due to the length of the previous hearing he had to leave and there for will not be available for testimony at this time. Michael St. Martin recommends continuing the hearing until next month. Attorney Charleson objects. The hearing proceeds. Pat Luther read the violation.

Date of the violation was 6/21/11; Violation # 4092.

Name of the violator: Complete Irrigation Service, Stanley Glick MI 0000166, 29 Brookview Dr, Cranston, RI 02921.

Location of Violation: Beth Fallon Residence, 106 Plum Beach Rd North Kingstown RI

Violation: RIGL 5-20-24 Licensed displayed in place of business-Advertising; RIGL 5-20-26 Municipal Inspectors and Installation permits. On June 10, 2011, Stanley Glick did have Rafael Almonte, Lorenzo Valencia and Juan A. Tavares installing irrigation at the above address. No permit was in effect at the time of inspection

in the town of North Kingstown. A red Ford F350 Cube van RI license # 27780 vehicle used for the installation did not display license numbers as required by law. This is a violation of the above referenced Rhode Island General Laws. As per RIGL 5-20-33 a \$1,900.00 fine was assessed. Pat Luther addressed the Board. Four photos of the Ford truck are entered as Exhibit A. Mr. Luther continues his testimony. Attorney Mark Charleson questions Mr. Luther. Attorney Charleson addressed the Board. Questioning of Mr. Luther continues. Attorney Charleson addressed the Board. There is a discussion. William Riley made a motion that Violation 4092 did occur and seconded by Michael Raposa. The vote was six (6) in favor and one (1) opposed. Motion carries. Michael Newman clarifies that it is the second violation regarding the sign that he opposed. Attorney Charleson addressed the Board. Michael Raposa made a motion that the fine of \$1,900.00 be upheld and seconded by William Riley. The vote was six (6) in favor and one (1) opposed. The motion carries.

**3.) Michael Freitas (Viol # 4085):** Michael Freitas and Jonathan Federici are sworn in for testimony. Pat Luther read the violation.

**Violation Date:** June 8, 2011; **Violation #** 4085

**Name of Violator:** Michael Freitas, 525 E. Wallum Lake Rd, Pascoag, RI 02859

**Location of Violation:** Davis Hall, Providence College, 1 Cunningham Square, Providence, RI.

**Violation:** 5-20-25 Registration of plumbing and irrigation apprentices.

On 6-7-11, RIDLT Chief Plumbing Investigator, E. Patrick Luther, witnessed Jonathan A. Federici assisting in the installation of plumbing at the above location. Mr. Federici is employed by Michael Freitas Plumbing and Heating. Mr. Federici was registered as an apprentice plumber from 1-25-2000 thru 8-31-2006. At the time of inspection Mr. Federici had no current apprentice card. This is a violation of the above referenced RI General Laws. Pat Luther addressed the Board. Michael Freitas addressed the Board. The Board questions Mr. Freitas. Michael Raposa made a motion that Violation 4085 did occur; seconded by William Riley and passed unanimously by the Board. William Riley made a motion that the fine of \$500.00 be suspended for a 12 month period pending no further violations should a violation occur within the 12 month period the fine will be activated; seconded by Leo Bernardino and passed unanimously by the Board.

4.) Jonathan Federici (Viol #4086): Pat Luther read the violation.

Violation Date: June 8, 2011; Violation # 4086

Name of Violator: Jonathan Federici, 72 Whitford St, Warwick, RI 02885

Location of Violation: Davis Hall, Providence College, 1 Cunningham Square, Providence, RI.

Violation: 5-20-25 Registration of plumbing and irrigation apprentices.

On 6-7-11, RIDLT Chief Plumbing Investigator, E. Patrick Luther, witnessed Jonathan A. Federici assisting in the installation of plumbing at the above location. Mr. Federici is employed by Michael

**Freitas Plumbing and Heating. Mr. Federici was registered as an apprentice plumber from 1-25-2000 thru 8-31-2006. At the time of inspection Mr. Federici had no current apprentice card. This is a violation of the above referenced RI General Laws. As per RIGL 5-20-33 a \$500.00 fine was assessed. Pat Luther addressed the Board. A motion was made by William Riley that violation 4086 did occur; seconded by Michael Raposa and passed unanimously by the Board. Michael Raposa made a motion that Mr. Federici gets a stern warning and the \$500.00 fine be suspended for 12 months seconded by Michael Newman and passed unanimously by the Board.**

**End of hearings.**

**Other Business:**

**Thomas Crank is before the Board requesting to waive the one year waiting period as a journeyman to take the Master Plumber's exam as the individual he was working for has retired. Mr. Crank worked for the individual for seven months as a journeyman under a RI Master Plumber and is looking for five months to be waived. Michael Newman made a motion that Mr. Crank be allowed to sit for the Master Plumber's exam provided he bring in a notarized letter from his employer verifying that he worked for the seven months under a RI Master Plumber. There is a discussion and the Board questions Mr. Crank. Anthony Cardarelli seconds the motion. The motion is passed unanimously by the Board. Motion carries.**

## **Apprentice Registrations:**

**A motion to approve the new Apprentice registrations was made; seconded by William Riley and passed unanimously by the Board.**

**Mary Ellen McQueeney Lally addressed the Board regarding the upcoming training for all department Board members will be held on September 19th and 26th. Board members are encouraged to attend one of those trainings. Some topics of the training are how boards should be run, what board member duties are and what board member responsibilities are. There will also be presentations by the Attorney General's Office and the Ethics Commission. The training will be held here at the department in Conference Room 73-1, time to be determined. Notices will be sent to board members.**

**Pat Luther addressed the Board regarding DLT badges.**

**Juan Fortez, Sr. was on the agenda to address the Board but was not present for today's meeting.**

**A motion to adjourn was made by William Riley, seconded by Michael Newman and passed unanimously by the Board.**

**The meeting adjourned at 10:49am.**

**The next meeting is scheduled for Tuesday, September 20, 2011 at 9:00am.**